



*08-18-04*  
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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/766,769	01/28/2004	Peter Heiligensetzer	71278

000023872  
MCGLEW & TUTTLE, PC  
1 SCARBOROUGH STATION PLAZA  
SCARBOROUGH, NY 10510-0827



*18-18-04*  
**CONFIRMATION NO. 3236**

**FORMALITIES LETTER**



\*OC000000013335625\*

Date Mailed: 07/26/2004

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

**FILED UNDER 37 CFR 1.53(b)**

*Filing Date Granted*

**DUE DATE:** *Sept. 26, 2004*

**REVIEW:** *E*

**Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - The drawings must be reasonably free from erasures and must be free from alterations, overwriting, interlineations, folds, and copy marks. See Figure(s) 2.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is \$130 for a Large Entity

- \$130 Late oath or declaration Surcharge.

*STATUTORY PERIOD  
7/27/04 NTFMP/Def.  
EXPIRES Sept. 26, 2004 M*



08/19/2004 WARDERI 00000144 130410 10766769  
01 FC:1051 130.00 DA

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

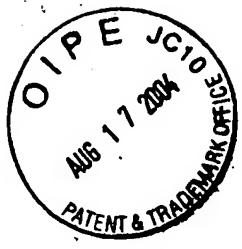
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*A copy of this notice **MUST** be returned with the reply.*

*Janayle A. Set*

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Attorney Docket: 71278  
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : HEILIGENSETZER et al.  
Serial No. : 10/766,769  
Confirm. No. : 3236  
Filed : January 28, 2004  
For : METHOD FOR MONITORING...  
Art Unit : 2858  
Examiner : N/A  
Dated : August 17, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE TO FILE MISSING PARTS  
OF APPLICATION - FILING DATE GRANTED**

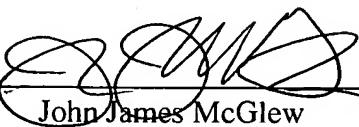
Sir:

In response to the Notice To File Missing Parts of Application - Filing Date Granted, mailed on July 26, 2004 please find enclosed the executed inventor(s) Declaration with a Request to Charge Deposit Account.

We trust that this matter is in order, but if there is any further action required please advise us immediately.

Respectfully submitted  
for Applicant(s)

By:



John James McGlew

Registration No. 31,903

JJM:jms  
71278.8

Enc.: Executed Declaration  
Copy of Notice to File Missing Parts  
Request to Charge Deposit Account

DATED: August 17, 2004  
SCARBOROUGH STATION  
SCARBOROUGH, NEW YORK 10510-0827  
(914) 941-5600

SHOULD ANY OTHER FEE BE REQUIRED, THE PATENT AND TRADEMARK OFFICE IS HEREBY REQUESTED TO CHARGE SUCH FEE TO OUR DEPOSIT ACCOUNT 13-0410.

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS EXPRESS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, NO. EV436439815US.

McGLEY AND TUTTLE, P.C., SCARBOROUGH STATION,  
SCARBOROUGH, NY 10510

BY: Jonathan R. Hale DATE: August 17, 2004